

ORDINANCE NO. 11-  
AN ORDINANCE APPROVING A REZONE FOR THE BALTIMORE RAVINE  
SPECIFIC PLAN AND STUDY AREAS PROJECT (FILE RE 07-1)

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THE CITY COUNCIL OF THE CITY OF AUBURN FINDS AS FOLLOWS:

WHEREAS, the City Council held a properly noticed public hearing at its regular meeting of February 28, 2011, to consider the Baltimore Ravine Specific Plan (BRSP) and Study Area project, which is proposed for the 406-acre Urban Reserve area situated in southwest Auburn. The proposal includes the rezone of Plan Area 1 of the Baltimore Ravine Specific Plan as well as Study Areas 1-4 of the Urban Reserve area.

WHEREAS, the City of Auburn City Council has considered all of the evidence submitted into the administrative record including:

1. Agenda reports prepared by the Community Development Department for the January 13, 2011 and February 28, 2011 City Council meetings and for the December 15, 2009; March 25, 2010; July 13, 2010; August 3, 2010; September 21, 2010, November 16, 2010, February 1, 2011, and February 15, 2011 Planning Commission meetings.
2. Staff presentation at the public hearings held on January 13, 2011 and February 28, 2011.
3. Documents submitted by the applicant including but not limited to the BRSP, Large Lot Tentative Map, and photographs.
4. All public notices in conjunction with the Project.

- 1           5. All reports, studies, memoranda, maps, and other planning
- 2           documents relating to the Project prepared by the City, the City's
- 3           consultants, or responsible or trustee agencies with respect to the
- 4           City's compliance with the requirements of CEQA and with respect
- 5           to the City's action on the Project.
- 6           6. Public comments, written and oral, received and/or submitted at or
- 7           prior to the public hearing, supporting and/or opposing the
- 8           applicant's request.
- 9           7. All related documents received and/or submitted at or prior to the
- 10          public hearing.
- 11          8. Any minutes or transcripts of public meetings held by the City for
- 12          the Project.
- 13          9. All findings and resolutions adopted by the City in connection with
- 14          the Project.
- 15          10. Matters of common knowledge to the City, including, but not
- 16          limited to federal, state, and local laws and regulations.
- 17          11. The City of Auburn General Plan, Zoning Ordinance, and all other
- 18          applicable regulations and codes.
- 19          12. The Environmental Impact Report and all related documents.

20           Whereas, the Rezone for the Baltimore Ravine Specific Plan and Study  
21   Area project (File RE 07-1) is:

- 22           1. Consistent with the City of Auburn General Plan; and
- 23           2. Not detrimental to the public interest, health, safety, or welfare of
- 24           the City.
- 25

26           THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY ORDAIN:

27           

28

1        Section 1: The Zoning Map of the City of Auburn, adopted by reference  
2 by Section 159.017 of Chapter 159 of Title XV of the Auburn Municipal Code,  
3 is hereby amended as follows:

- 4  
5            1. Plan Area 1 of the BRSP – Rezone Plan Area 1 consistent with the  
6            BRSP land use designations.
- 7            2. Future Plan Area 2 of the BRSP – Retain the existing zoning.
- 8            3. Study Areas 1-4 – Rezone Study Areas 1, 2, 3, and 4 to Agricultural  
9            Residential with a 2-acre lot size minimum (AR-2).

10        Section 2: All requirements of the California Planning Act, the California  
11 Environmental Quality Act, and of Chapter 159 of Title XV of the Auburn  
12 Municipal Code, including hearings upon property notice, have been fully  
13 complied with by the Planning Commission and the City Council in the  
14 adoption of this zoning amendment.

15  
16        Section 3: This Ordinance shall take effect thirty days following its  
17 adoption as provided by Government Code Section 36937.

18  
19        Section 4: Should any provision of this Ordinance, or its application to  
20 any person, parcel or circumstance, be determined by a court of competent  
21 jurisdiction to be unlawful, unenforceable or otherwise void, that  
22 determination shall have no effect on any other provision of this Ordinance or  
23 the application of this Ordinance to any other person, parcel or circumstance  
24 and, to that end, the provisions hereof are severable.

25        Section 5: The City Clerk shall certify to the passage and adoption of  
26 this Ordinance and shall give notice of its adoption as required by law.

27  
28 DATED: February 28, 2011

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William W. Kirby, M.D., Mayor

ATTEST:

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Joseph G. R. Labrie, City Clerk

I, Joseph G. R. Labrie, City Clerk of the City of Auburn, hereby certify that the foregoing ordinance was duly passed at a special meeting of the City Council of the City of Auburn held on the 28th day of February 2011 by the following vote on roll call:

Ayes:  
Noes:  
Absent:

\_\_\_\_\_  
Joseph G. R. Labrie, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Michael G. Colantuono, City Attorney

BALTIMORE RAVINE SPECIFIC PLAN  
 PROPOSED ZONING  
 SEPTEMBER 2, 2010

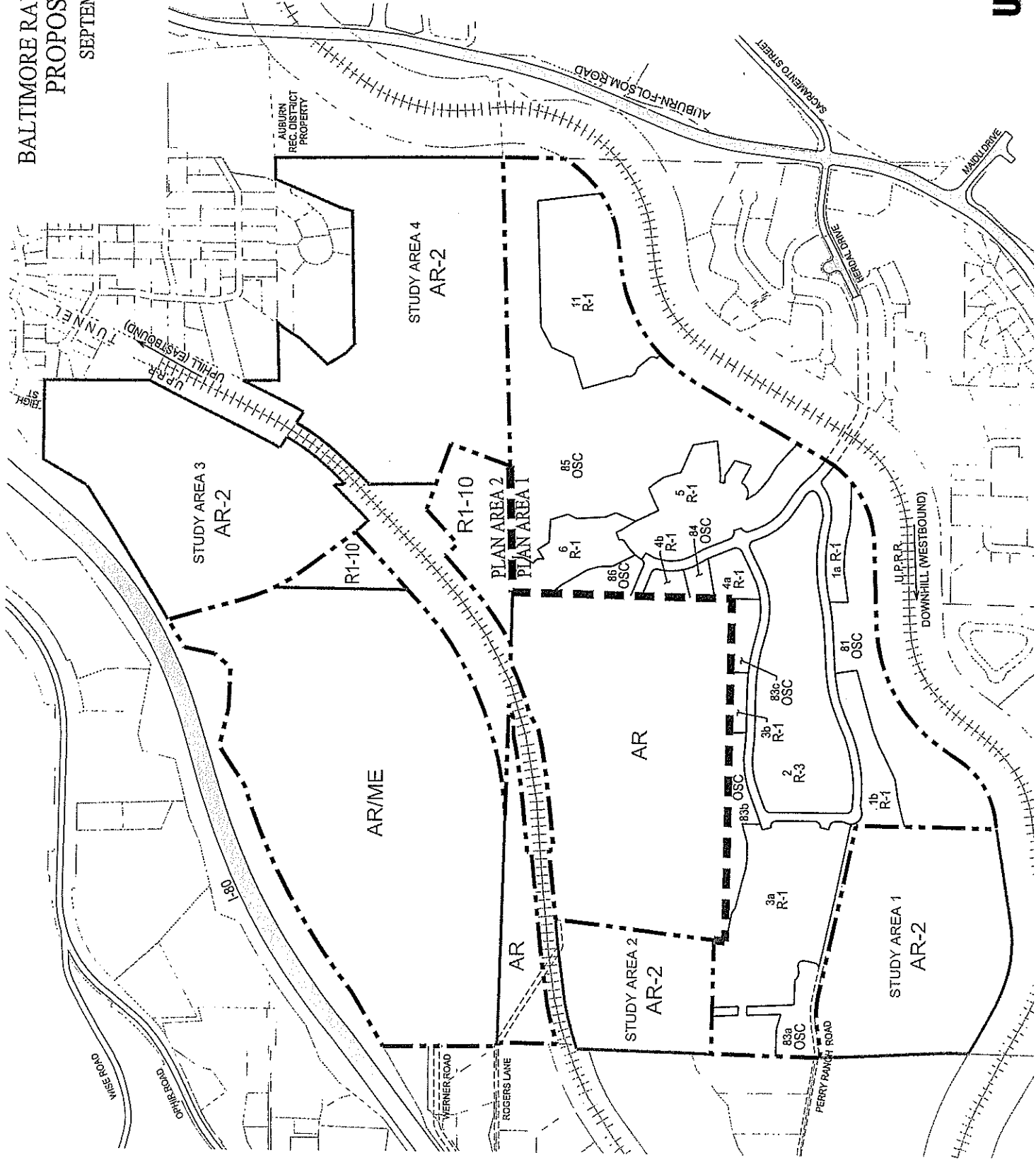


FIGURE 2